

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**WHITE CAP CONSTRUCTION  
SUPPLY, INC.,**

**Plaintiff,**

**vs.**

**TIGHTON FASTENER AND SUPPLY  
CORPORATION d/b/a Tighton Tools &  
Fasteners, Inc.; MATT UPDIKE; MIKE  
NENEMAN; RICH WHITE; GREG  
ASCHE; JASON JARZYNKA; and BILL  
SHUMAKER,**

**Defendants.**

**8:08CV264**

**ORDER**

The deposition of defendant, Matt Updike, was noticed for July 1-2, 2010 (see Doc. 151). Updike subsequently filed a motion to disqualify plaintiff's counsel and a motion for protective order. Upon review of both motions,

**IT IS ORDERED** that the motion for protective order (Doc. 155) filed by defendant, Matt Updike, is granted. Plaintiff may not depose defendant Updike until Updike's related Motion to Disqualify Plaintiff's Counsel (Doc. 154) is resolved.

**DATED June 25, 2010.**

**BY THE COURT:**

**s/ F.A. Gossett  
United States Magistrate Judge**